

<p align="center">NATIONAL PHASE UTILITY APPLICATION</p> <p align="center">Transmittal to the (DO/EO/US) Under 35 USC 371</p>	<p>Attorney Docket No.: DAV1172.006APC First Named Inventor: James Langham Dale Int'l Application No.: PCT/AU2004/001300 Int'l Filing Date: September 23, 2004 Priority Date Claimed: September 25, 2003 Title: BANANA RESISTANCE GENES AND USES THEREOF Express Mail Label No.: EV 466895022 US</p>
<p>Direct all correspondence to Customer No.: 20995 Date: March 24, 2006 Page 1 of 2</p>	

Mail Stop PCT

United States Patent and Trademark Office
P.O. Box 1450
Alexandria VA 22313-1450

The following enclosures are transmitted herewith to be filed in the patent application of:

Inventors:

1. James Langham Dale
2. Santy Peraza Echeverria

APPLICATION ELEMENTS:

- (X) This is a FIRST submission of items concerning a filing under 35 U.S.C. § 371.
- (X) A copy of the International Application as published (35 U.S.C. § 371(c)(2)) is attached hereto.
- (X) An English translation of the International Application as filed is not required.
- (X) Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3)) have not been and will not be made.
- (X) A copy of the International Search Report is attached hereto.
- (X) Form PCT/IB/308 Second and Supplementary Notice enclosed.
- (X) Form PCT/IB/304 of the International Application is attached hereto.

OTHER APPLICATION PARTS:

- (X) Preliminary Amendment in 3 pages.
- (X) Return prepaid postcard.

101573372

**NATIONAL PHASE
UTILITY APPLICATION**
Transmittal to the (DO/EO/US)
Under 35 USC 371

Attorney Docket No.: DAV1172.006APC
First Named Inventor: James Langham Dale
Int'l Application No.: 2004/001600
Int'l Filing Date: September 23, 2004
Priority Date Claimed: September 25, 2003
Title: BANANA RESISTANCE GENES AND USES THEREOF
Express Mail Label No.: EV 466895022 US

AP2003571270 24 MAR 2006

Direct all correspondence to Customer No.: 20995

Date: March 24, 2006

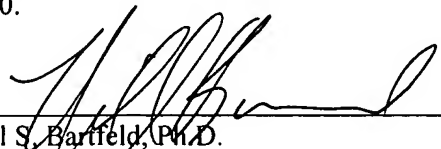
Page 2 of 2

FILING FEES:

FEE CALCULATION				
FEE TYPE & DETERMINATION		LARGE FEE	CALCULATION	TOTAL
Basic Filing Fee under 1.492(a)		1631 (\$300)		\$300
Search Fee under 1.492(b) (enter one in TOTAL column)				
(1)	USPTO was ISA/IPEA & claims satisfy Art. 33 (1)-(4)	1640 (\$0)		\$400
(2)	USPTO was the ISA (noncompliant claims)	1641 (\$100)		
(3)	Foreign Search Report Enclosed	1642 (\$400)		
(4)	No Search Report Enclosed	1632 (\$500)		
Examination Fee under 1.492(c) (enter one in TOTAL column)				
(1)	USPTO was ISA/IPEA & claims satisfy Art. 33 (1)-(4)	1643 (\$0)		\$200
(2)	Non US IPEA or Noncompliant Claims	1633 (\$200)		
Excess Claims	48 - 20 = 28	1615 (\$50)	28 x 50 =	\$1,400
Excess Ind. Claims	4 - 3 = 1	1614 (\$200)	1 x 200 =	\$200
Multiple Dep. Claim		1616 (\$360)		\$0
			TOTAL FEE DUE	\$2,500
TOTAL FEE PAID (If Different Than Fee Due)				N/A

(X) A check in the amount of **\$2,500** to cover the Total Fee Due is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.


Neil S. Bartfield, Ph.D.
Registration No. 39,901
Agent of Record
Customer No. 20,995
(619) 235-8550

2470949: CEY
032306

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

10/573372

2040 Main Street
Fourteenth Floor
Irvine, CA 92614
Tel 949-760-0404
Fax 949-760-9502
www.kmob.com

1AP20 Rec'd PCT/PTO 24 MAR 2006

Neil S. Bartfeld, Ph.D.
Patent Agent
619-525-8312
Neil.Bartfeld@kmob.com

MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION BY "EXPRESS MAIL"

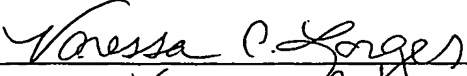
Attorney Docket No. : DAVI172.006APC
Applicant(s) : Dale et al.
For : BANANA RESISTANCE GENES AND USES
THEREOF
Agent : Neil S. Bartfeld, Ph.D.
"Express Mail" Label No. : EV 466895022 US
Date of Deposit : March 24, 2006

The following documents are hereby placed into an Express Mail envelope bearing the number indicated above, which envelope is being deposited today with the U.S. Postal Service as Express Mail:

Transmittal letter; a copy of the International Application as published; Preliminary Amendment in 3 pages; a copy of the International Search Report; a copy of Form PCT/IB/308 Second and Supplementary Notice; a copy of Form PCT/IB/304 of the International Application; Check for Filing Fees; Return Prepaid Postcard.

The envelope, with the enclosures listed above, is addressed the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

This submission is being made in compliance with 37 CFR 1.10.


Name: Vanessa C. Langer
Docketing Agent

2471012: CEY
032306

San Diego
619-235-8550

San Francisco
415-954-4114

Los Angeles
310-551-3450

Riverside
951-781-9231

San Luis Obispo
805-547-5580